



**US Army Corps  
of Engineers.**

Vicksburg District  
4155 Clay Street  
Vicksburg, MS 39183-3435  
[www.mvk.usace.army.mil](http://www.mvk.usace.army.mil)



# Public Notice

APPLICATION NO.:	TAM-MVK-2006-473
EVALUATOR:	Ms. Tonya Myrick
PHONE NO.:	(601) 631-7528
FAX NO.:	(601) 631-5459
E-MAIL:	<a href="mailto:Tonya.Myrick@mvk02.usace.army.mil">Tonya.Myrick@mvk02.usace.army.mil</a>
DATE:	May 2, 2007
EXPIRATION DATE:	May 23, 2007

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District, and the Louisiana Department of Environmental Quality, Office of Environmental Services are considering an application for a Department of the Army permit and State water quality certification for the work described herein. A water quality certification is required in accordance with statutory authority contained in the LRS 30:2074 A(3) and provisions of the Clean Water Act. Comments should be forwarded to the Vicksburg District, ATTN: CEMVK-OD-F, at the above address and the Louisiana Department of Environmental Quality, Office of Environmental Services, Post Office Box 4313, Baton Rouge, LA 70821-4313.

The Louisiana Department of Environmental Quality has a copy of the application on file in their office in Baton Rouge and may be inspected at any time between 8:00 a.m. and 4:30 p.m. weekdays. Copies may be obtained from the Louisiana Department of Environmental Quality upon payment of cost of printing. The Louisiana Department of Environmental Quality will make a final decision on the water quality certification pertaining to this application within 30 days after expiration of this notice.

Law Requiring a Permit: Section 404 of the Clean Water Act (33 U.S.C. 1344), which applies to discharges of dredged or fill material into waters of the United States.

Name of Applicant:

Jimmie Schneider  
Davis Bayou Land Company, LLC  
Post Office Box 14550  
Monroe, Louisiana 71207

Name of Agent:

Amy Kramer  
Environmental Consultant  
Post office Box 3774  
Bay St. Louis, MS 39521

Location of Work: Section 4, T14N-R5E, Latitude 32.231258°, Longitude -91.958024° within the Tensas River drainage basin, Richland Parish, Louisiana.

Description of Work: (See enclosed map and drawings.)

The following description of the project and associated impacts are based upon information provided by the applicant. The applicant is applying for a Department of the Army permit for discharge of dredge material into jurisdictional wetlands and/or other waters of the United States.

The applicant's stated purpose for the project is to clear the vegetation from an existing irrigation reservoir that has been fallow for approximately 5 years.

Approximately 21.0 acres of wetlands would be cleared with a bulldozer in order to clear the vegetation within an already existing reservoir. The site has lain fallow for a few years. A ring levee system already exists around the reservoir site. The surface water collected would be used to irrigate crops for the applicant's existing farming practice. Vegetation within the reservoir site is *Salix nigra* (black willow), *Gleditsia triacanthos* (honey locust) and hickory. The scrub-shrub layer is comprised of salt grass, baccarus and sedge. The soil type for the site is comprised entirely of Perry clay. This soil is listed as hydric.

The placement of dredged and/or fill material in waters of the United States associated with the mechanized land clearing requires a Department of the Army Permit.

Upon reviewing this notice, you should write to this office to provide your opinion of the impacts this work will have on the natural and human environment, and address any mitigation you believe is necessary to offset these impacts. Other comments are welcome, but the above information will further our review of the applicant's plan as proposed. Comments of a general nature are not as helpful as those specific to the impacts of the subject project.

State Water Quality Permit: The State Pollution Control Agency must certify that the described work will comply with the State's water quality standards and effluent limitations before a Corps permit is issued.

Cultural Resources: An initial review indicates that the proposed project would not affect any of the sites in Richland Parish listed in the National Register of Historic Places. Copies of this notice have been sent to the State Historic Preservation Officer, Federally Recognized Tribes, and other interested parties for comment on potential effects to cultural resources that could result from this activity.

Endangered Species: Our initial finding is that the proposed work would not affect any endangered species or their critical habitat. This proposal is being coordinated with the U.S. Fish and Wildlife Service, and any comments regarding endangered species or their critical habitat will be addressed in our evaluation of the described work.

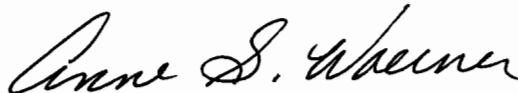
Flood Plain: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements.

Evaluation Factors: The decision whether or not to issue a permit will be based upon an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits that may be expected to accrue from the proposal must be balanced against its expected adverse effects. All factors which may be relevant to the proposal will be considered; among these are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality, energy needs, safety, food requirements and, in general, the needs and welfare of the people. Evaluation of the proposed activity will include application of the guidelines published by the Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act.

Public Involvement: The purpose of this notice is to solicit comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties. These comments will be used to evaluate the impacts of this project. All comments will be considered and used to help determine whether to issue the permit, deny the permit, or issue the permit with conditions, and to help us determine the amount and type of mitigation necessary. This information will be used in our Environmental Assessment or Impact Statement. Comments are also used to determine the need for a public hearing.

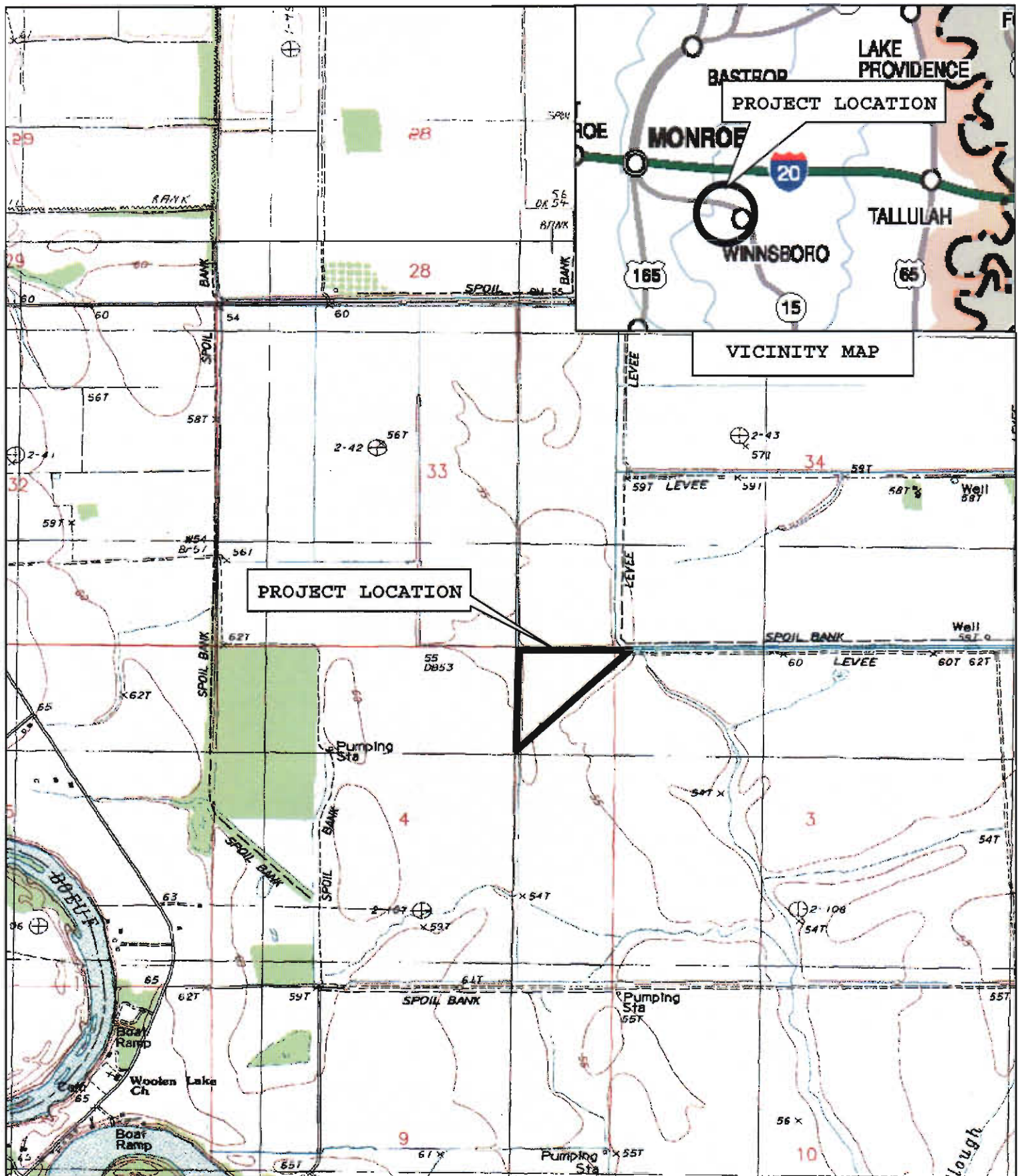
Opportunity for a Public Hearing: Any person may make a written request for a public hearing to consider this permit application. This request must be submitted by the public notice expiration date and must clearly state why a hearing is necessary. Failure of any agency or individual to comment on this notice will be interpreted to mean that there is no objection to the proposed work. Please bring this announcement to the attention of anyone you know who might be interested in this matter.

Notification of Final Permit Actions: Each month, the final permit actions from the preceding month are published on the Vicksburg District Regulatory web page. To access this information, you may follow the link from the Regulatory web page, <http://www.mvk.usace.army.mil/offices/od/odf/main.asp>, or go directly to the Final Permit Actions web page at <http://www.mvk.usace.army.mil/offices/od/odf/PubNotice/MonthlyNotice/pnmain.asp>.



Anne S. Woerner  
Acting Chief, Evaluation Section  
Regulatory Branch

# 20-ACRE IRRIGATION RESERVOIR SITE



HEBERT LA QUAD

1:24,000

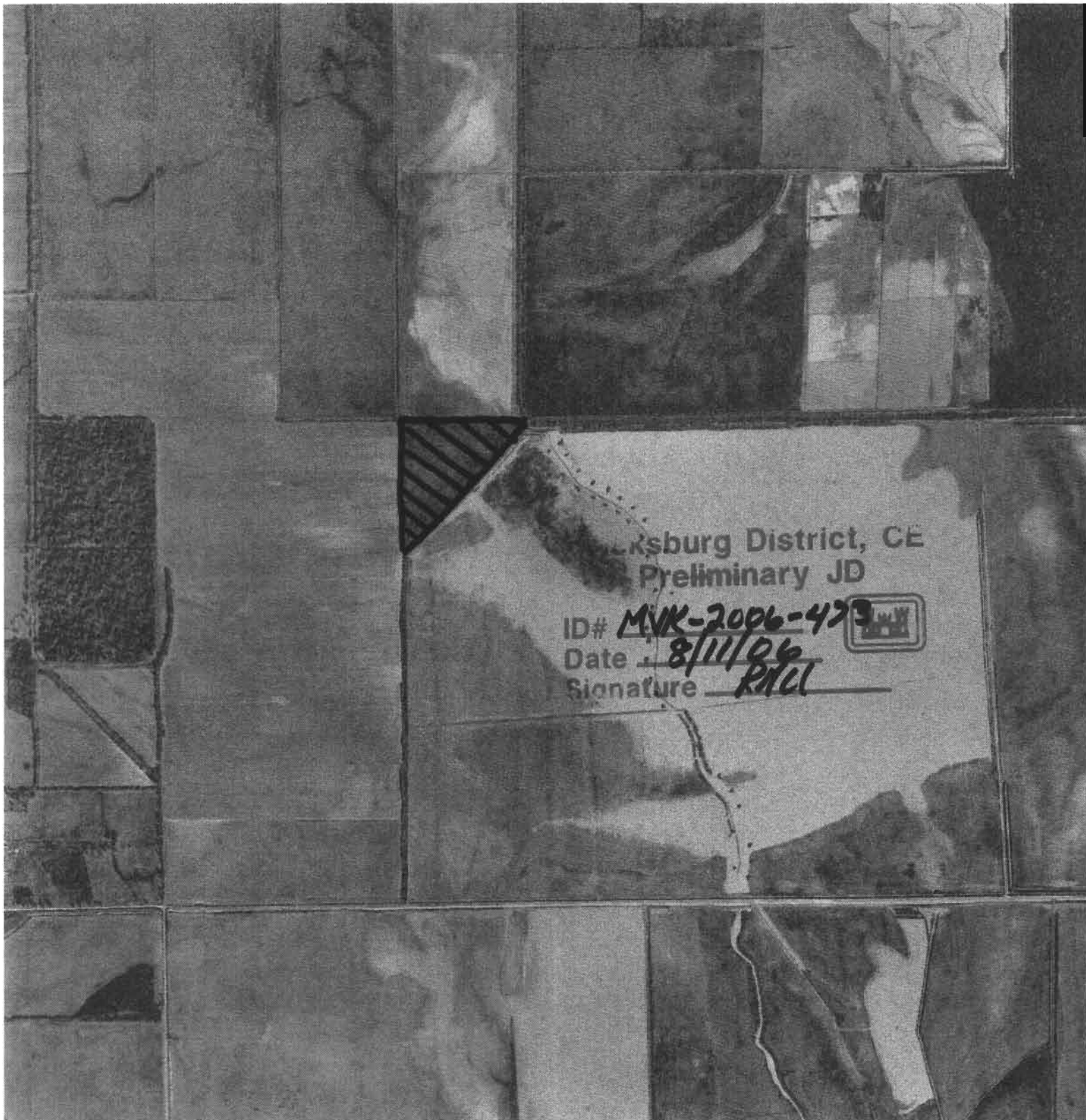
0 0.25 0.5 1 Miles



CEMVK-OD-FE TAM-MVK-2006-473  
DAVIS BAYOU LAND CO., LLC  
MR JIMMIE SCHNEIDER



# HERBERT-04 NW



 — Wetlands (21.1 ac)

Scale 1:17388

